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 DT03 Rec OCT/PTO 18 OCT 2004

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the following date: Oct. 15, 2004

Date: Oct. 15, 2004 Name: Richard G. Lione, Reg. No. 19,795 Signature: Richard G. Lione

**BRINKS  
 HOFFER  
 GILSON  
 & LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Tadayoshi Shiraishi et al.

Appln. No.: 10/501,685

Filed: July 16, 2004

For: UBIQUINONE-ENRICHED FOODS

Attorney Docket No: 5404/82

Examiner: Not Assigned

Art Unit: Not Assigned

Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

- ☒ Transmittal (in Duplicate); Supplemental Information Disclosure Statement; Form PTO-1449; and Copies of Cited References B1-B3.  
☒ Return Receipt Postcard.

**Fee calculation:**

- ☐ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim					+ \$145=			+ \$290=	
					Total	\$		Total	\$

**Fee payment:**

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date

Oct. 15, 2004

Respectfully submitted

Richard G. Lione  
 Richard G. Lione (Reg. No. 19,795)

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on Oct. 15, 2004  
Date of Deposit

Richard G. Lione, Reg. No. 19,795

Name of applicant, assignee or  
Registered Representative

Richard G. Lione  
Signature

Oct 15, 2004  
Date of Signature

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### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicants hereby cite the following reference(s):

#### FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY
WO 96/38047	12/05/1996	WIPO
WO 98/21984	05/28/1998	WIPO
JP 2000-197445 A	07/18/2000	Japan

/Brent O'Hern/ (06/30/2008)

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& LIONE

For the Examiner's convenience, Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2)(as modified by the Commissioner's Notice dated July 11, 2003).

Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicants have calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

Oct. 15, 2004  
Date

Richard G. Lione  
Richard G. Lione (Reg. No. 19,795)

/Brent O'Hern/ (06/30/2008)

BRINKS  
HOFER  
GILSON  
& LIONE

FORM PTO-1449	SERIAL NO. 10/501,685	CASE NO. 5404/82
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE July 16, 2004	GROUP ART UNIT 1794 <del>Not Assigned</del>
(use several sheets if necessary)		APPLICANT(S): Tadayoshi Shiraishi et al.

## REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	B1 WO 96/38047	12/05/1996	WIPO		
	B2 WO 98/21984	05/28/1998	WIPO		Abstract
	B3 JP 2000-197445 A	07/18/2000	Japan		Abstract

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.</small>

EXAMINER /Brent O'Hern/ (06/30/2008)	DATE CONSIDERED 06/30/2008
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /BTO/